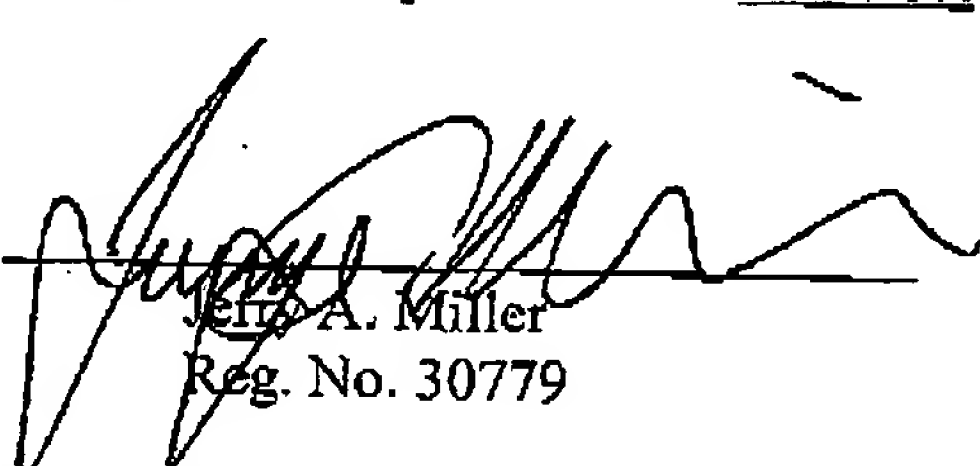
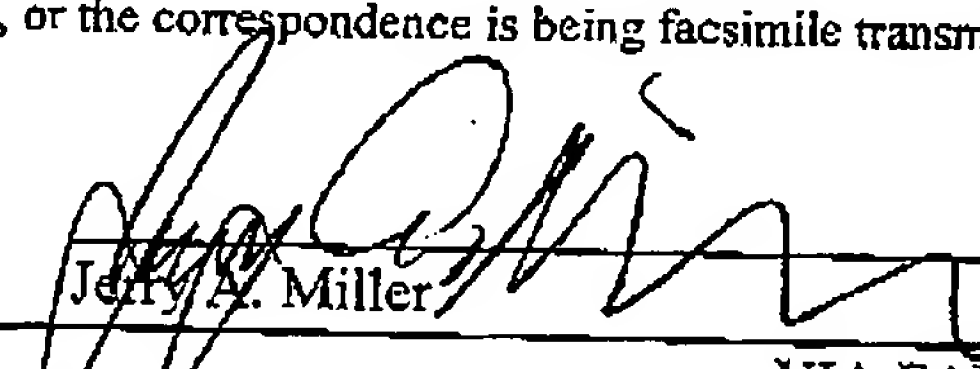


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NOV 20 2008

AMENDMENT TRANSMITTAL LETTER				Attorney Docket No: SNY-P4339		
Application Serial Number: 09/838,983	Filing Date: 4/20/2001	Examiner: ALICIA BATURAY	Art Unit: 2155			
Invention: SUPER DISTRIBUTION OF MUSIC SAMPLES USING EMAIL						
TO THE COMMISSIONER FOR PATENTS: Transmitted herewith is an amendment in the above-identified application. The fee has been calculated as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	NO. OF EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	29	MINUS	54	0	\$52	\$0
INDEP. CLAIMS	5	MINUS	9	0	\$220	\$0
_____ Petition is hereby made under 37 CFR 1.136(a) to extend the time for response to the Office Action of <u>9/29/2008</u> to and through _____, comprising an extension of the shortened statutory period of: <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <div> _____ one month (\$130.00) _____ two months (\$480.00) </div> <div> _____ three months (\$1,110.00) _____ four months (\$1,730.00) </div> </div>						
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0.00
_____ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted. _____ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed. _____ A check in the amount of \$_____ is attached. <u>X</u> Charge <u>any underpayment for this submission</u> to Deposit Account <u>50-1267</u> . _____ No additional fee is required. <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div> <u>11/20/2008</u> Date </div> <div style="text-align: right;">  Jerry A. Miller Reg. No. 30779 </div> </div> <p style="margin-top: 20px;">I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or the correspondence is being facsimile transmitted to the USPTO, on <u>11/20/2008</u>.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div>  Jerry A. Miller </div> <div style="text-align: right;"> Reg. No. 30779 </div> </div>						

VIA FAX p. 1 of 13

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

Inventor(s) : David A. Hughes
Filed : 4/20/2001
Application No. : 09/838,983
Confirmation No. : 1235
Group Art Unit : 2155
Examiner : Baturay, Alicia
Docket Number : SNY-P4339
Title : SUPER DISTRIBUTION OF MUSIC SAMPLES USING EMAIL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING / FAX TRANSMISSION / ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is, on the date shown below, being:

☐ deposited with the U.S. Postal Service as first class mail with sufficient postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☐ transmitted electronically to the U.S. Patent and Trademark Office.

☒ transmitted by facsimile to the U.S. Patent and Trademark Office.

Applicant, Assignee or Reg. Representative: Jerry A. Miller, Reg. No. 30779

Signature: /Jerry A. Miller 30779/ Date: 11/20/2008

RESPONSE TO OFFICE ACTION

Sir:

INTRODUCTORY COMMENTS:

This communication is responsive to the Office Action dated 9/29/2008, in which all claims were rejected. Applicants respectfully traverse the rejections and request reconsideration in view of the following.

Application No.: 09/838,983

-1-